

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

~~FILED UNDER SEAL~~

UNITED STATES OF AMERICA,)	INDICTMENT	CR 12-89 JRT/LIB
)		
Plaintiff,)	(18 U.S.C. § 922(g)(1))	
)	(18 U.S.C. § 924(a)(2))	
v.)	(26 U.S.C. § 5845)	
)	(26 U.S.C. § 5861(b))	
TIMOTHY CLARENCE STATELY,)	(26 U.S.C. § 5871)	
)		
Defendant.)		

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Felon in Possession of a Firearm)

From on or about at least May 29, 2011, through on or about May 31, 2011, in the State and District of Minnesota, the defendant,

TIMOTHY CLARENCE STATELY,

having previously been convicted of a crime punishable by imprisonment for a term exceeding one year; namely, second degree assault with a dangerous weapon (2009), knowingly possessed, in and affecting interstate commerce, a twelve gauge sawed-off shotgun with an obliterated serial number, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 2

(Possession of an Unregistered Sawed-off Shotgun)

From on or about at least May 29, 2011 through on or about May 31, 2011, in the State and District of Minnesota, the defendant,

TIMOTHY CLARENCE STATELY,

knowingly received and possessed a firearm, namely a twelve gauge

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U.S. v. Timothy Clarence Stately

sawed-off shotgun with an obliterated serial number, having a barrel less than eighteen inches in length, which was not registered to him in the National Firearms Registration and Transfer Record, in violation of Title 26, United States Code, Sections 5845, 5861(d), and 5871.

FORFEITURE ALLEGATIONS

Counts 1 and 2 of this Indictment are hereby realleged and incorporated as if fully set forth herein by reference, for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), and Title 26, United States Code, Section 5872.

As a result of the foregoing offenses, the defendant,

TIMOTHY CLARENCE STATELY,

shall forfeit to the United States pursuant to Title 18, United States Code, Section 924(d)(1), any firearm with accessories or any ammunition involved in or used in any knowing violation of section 922(g)(1), including a twelve gauge sawed-off shotgun with an obliterated serial number and ammunition.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(d)(1), and Title 28, United States Code, Section 2461(c), and Title 26, United States Code, Section 5872.

A TRUE BILL

UNITED STATES ATTORNEY

FOREPERSON